

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

IN RE VALVE ANTITRUST LITIGATION

Case No. 2:21-cv-00563-JCC

**PRAECIPE REGARDING  
PLAINTIFFS' RESPONSE TO  
DEFENDANT VALVE  
CORPORATION'S MOTION TO  
SEAL**

To: The Clerk of the Court

On April 1, 2024, Plaintiffs filed their Response to Valve's Motion to Seal. Given the large number of requests for sealing or redaction at issue in that Motion, that Response attached certain appendices for the Court's ease of reference, including Appendix 1 which itemized Valve's requests for sealing or redaction, Valve's explanations for those requests, and provided Plaintiffs' positions as to each request. *See* Dkts. 210, 211, and 215.

In Valve's Reply filed April 5, 2024 (Dkt. 216 at 5 n.3), Valve asserts: "Appendix 1 is rife with errors that misquote Valve's position in scores of places. Most egregiously, Plaintiffs misquote all of Valve's positions regarding the 30 proposed redactions to Cobb Exhibit 2," the Expert Report of Joost Rietveld. *See also* Dkt. 217 (Marks-Dias Decl.) ¶¶ 5-7.

1 In fact, during the parties' meet-and-confer process leading up to Valve's Motion to Seal,  
2 on March 1, 2024, at 7:54 p.m. EST, Valve's counsel at Fox Rothschild emailed Plaintiffs' counsel  
3 stating: "Please see attached Valve's proposed redactions (*and position on each in the margin*  
4 *comments*) to Cobb Ex. 2." Plaintiffs' Appendix 1 quoted Valve's positions with respect to Exhibit  
5 2, as Valve provided them to Plaintiffs in the attachment to that email. The substance of Valve's  
6 positions as stated in the Schenck Declaration (Dkt. 200) and the relevant attachments (Dkts. 200-  
7 4, and 200-5) do not appear to materially differ from the substance of the positions Valve's counsel  
8 provided to Plaintiffs as attached to that March 1 email. But because of Valve's (incorrect)  
9 suggestion that Plaintiffs "egregiously" "misquoted" Valve's positions, Plaintiffs respectfully  
10 request that the Court replace the version of Appendix 1 previously filed at Dkt. 211 with the  
11 version attached hereto (filed under seal as a separate docket entry). In this version of Appendix  
12 1, with respect to Valve's position on Exhibit 2 (Joost Report), Plaintiffs have added Valve's  
13 positions as reflected in the relevant attachment to the Schenck Declaration (Dkt. 200-5), in  
14 addition to the position that Valve previously communicated to Plaintiffs on March 1. In addition,  
15 while Valve's counsel did not identify any other specific errors in Appendix 1, Plaintiffs have  
16 taken an additional level review to correct any other remaining inadvertent errors.

Dated: April 9, 2024

Respectfully submitted,

/s/ Alicia Cobb

/s/ Stephanie L. Jensen

Alicia Cobb, WSBA #48685  
QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
1109 First Avenue, Suite 210  
Seattle, Washington 98101  
Phone (206) 905-7000  
Fax (206) 905-7100  
aliciacobb@quinnemanuel.com

Stephanie L. Jensen, WSBA #42042  
Tyre L. Tindall, WSBA #56357  
WILSON SONSINI GOODRICH &  
ROSATI P.C.  
701 Fifth Avenue, Suite 5100  
Seattle, WA 98104-7036  
Phone (206) 883-2500  
Fax (866) 974-7329  
sjensen@wsgr.com  
ttindall@wsgr.com

Steig D. Olson (*pro hac vice*)  
David LeRay (*pro hac vice*)  
Nic V. Siebert (*pro hac vice*)  
Andrew Faisman (*pro hac vice*)  
QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
51 Madison Avenue  
New York, New York 10010  
Phone (212) 849-7231  
Fax (212) 849-7100  
steigolson@quinnemanuel.com  
davidleray@quinnemanuel.com  
nicolassiebert@quinnemanuel.com  
andrewfaisman@quinnemanuel.com

Kenneth R. O'Rourke (*pro hac vice*)  
Allison B. Smith (*pro hac vice*)  
WILSON SONSINI GOODRICH &  
ROSATI, P.C.  
1700 K Street, NW, Suite 500  
Washington, DC 20006  
Phone (202) 973-8800  
Fax (866) 974-7329  
korourke@wsgr.com  
allison.smith@wsgr.com

Adam Wolfson (*pro hac vice*)  
QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
865 S. Figueroa St., 10th Floor  
Los Angeles, California 90017  
Phone (213) 443-3285  
Fax (213) 443-3100  
adamwolfson@quinnemanuel.com

W. Joseph Bruckner (*pro hac vice*)  
Joseph C. Bourne (*pro hac vice*)  
Laura M. Matson (*pro hac vice*)  
LOCKRIDGE GRINDAL NAUEN P.L.L.P.  
100 Washington Avenue S, Suite 2200  
Minneapolis, MN 55401  
Phone (612) 339-6900  
Fax (612) 339-0981  
wjbruckner@locklaw.com  
jcbourne@locklaw.com  
lmmatson@locklaw.com

Charles Stevens (*pro hac vice*)  
QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
50 California St., 22nd Floor  
San Francisco, CA 94111  
Phone (415) 875-6600  
Fax (415) 875-6700  
charliestevens@quinnemanuel.com

Kyle Pozan (*pro hac vice*)  
LOCKRIDGE GRINDAL NAUEN P.L.L.P.  
1165 N. Clark Street, Suite 700  
Chicago, IL 60610  
Phone (612) 339-6900  
Fax (612) 339-0981  
kjpozan@locklaw.com

Ankur Kapoor (*pro hac vice*)  
Noah Brecker-Redd (*pro hac vice*)  
CONSTANTINE CANNON LLP  
335 Madison Avenue, 9th Floor  
New York, NY 10017  
Phone (212) 350-2700  
Fax (212) 350-2701  
akapoor@constantinecannon.com  
nbrecker-redd@constantinecannon.com

*Interim Co-Lead Counsel*

J. Wyatt Fore (*pro hac vice*)  
CONSTANTINE CANNON LLP  
1001 Pennsylvania Ave., NW, Suite 1300N  
Washington, D.C. 20004  
Phone (202) 204-4527  
Fax (202) 204-3501  
wfore@constantinecannon.com

*Interim Co-Lead Counsel*

Kenneth J. Rubin (*pro hac vice*)  
Timothy B. McGranor (*pro hac vice*)  
Kara M. Mundy (*pro hac vice*)  
Douglas R. Matthews (*pro hac vice*)  
VORYS, SATER, SEYMOUR AND PEASE LLP  
52 East Gay Street  
Columbus, Ohio 43215  
Phone (614) 464-6400  
Fax (614) 719-4796  
kjrubin@vorys.com  
tbmcgranor@vorys.com  
kmmundy@vorys.com  
drmatthews@vorys.com

Thomas N. McCormick (*pro hac vice*)  
VORYS, SATER, SEYMOUR AND PEASE LLP  
4675 MacArthur Court, Suite 700  
Newport Beach, California 92660  
Phone (949) 526-7903 | Fax (949) 383-2384  
tnmccormick@vorys.com

*Executive Committee Member*

**CERTIFICATE OF SERVICE**

I hereby certify that on April 9, 2024, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to counsel of record.

DATED: April 9, 2024

/s/ Alicia Cobb

Alicia Cobb, WSBA #48685